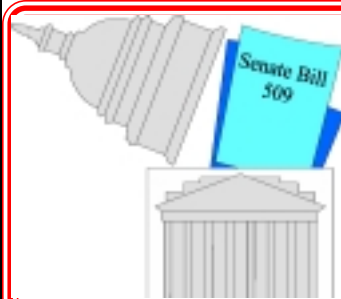


# Asbestos Programs

## Branch Update

Publication No. 18-10948 Volume 8 No. 3 May-August 2001



## Senate Bill 509 FAQs

by Elizabeth Grimsley  
Acting Asbestos Enforcement Coordinator

As stated in the previous Asbestos Branch Updates, Senate Bill 509 was passed into law on September 1, 2001 and affects permits issued on or after January 1, 2002. On August 10, 2001, the Asbestos Program mailed the following Frequently Asked Questions (FAQ) to 986 building permit officials in Texas:

### 1. Why do we need Senate Bill 509?

Each year, many asbestos removal jobs in Texas are done in violation of state and federal safety laws that require protection of construction workers and the public from exposure to dangerous levels of asbestos fibers.

Verifying that an asbestos survey was done prior to a renovation or demolition will educate building owners who are unaware of the requirements and make it harder for building owners and contractors to claim ignorance of the asbestos laws.

The Austin-American Statesman published a special report on widespread illegal asbestos removal projects on January 7, 2001, entitled "Death in the Air." Copies of this article are available from the Austin Texas Department of Health Asbestos Programs Branch (1-800-572-5548 or 512-834-6610) or on-line at <http://www.austin360.com/local/partners/aas/>.

### 2. What kind of "permit" triggers the duty to check for an asbestos survey?

"Permit" means a license, certificate, approval, registration, consent, permit, or other form of authorization issued by a municipality for renovation or demolition of a public or commercial building, that a person is required by law, rule, regulation, order, or ordinance to obtain to perform an action, or to initiate, continue, or complete a project, for which the authorization is sought.

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### 3. What is a public or commercial building?

There are many different types of public and commercial buildings. A general rule of thumb is that non-residential buildings and apartment complexes larger than four-plexes, are either public or commercial. The

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demolition or renovation of a single residence (four-plex or smaller) does not require an asbestos survey if the property continues to be used as a single residence after the demolition or renovation.

**4. After what year can a building be built when no asbestos survey is required?**

Asbestos surveys are required on all buildings regardless of the year of construction. For newer buildings, there is an alternative to a survey. See Question 5.

**5. Can people submit information other than an asbestos survey?**

Yes. Instead of an asbestos survey, the owner/operator can submit a certification from a licensed engineer or architect or a statement from an asbestos inspector licensed by the Texas Department of Health, stating that:

“The material safety data sheets (MSDS) for the materials used in the original construction, the subsequent renovations or alterations of all parts of the building affected by the planned renovation or demolition have been reviewed; and

In the engineer or architect or licensed asbestos inspector’s professional opinion, all parts of the building affected by the planned renovation or demolition do not contain asbestos.”

This exclusion statement, together with copies of the MSDS, can be used instead of an asbestos survey.

This certification may also be supplemented with an asbestos inspection where bulk sampling is performed.

**6. How extensive does this survey verification have to be?**

There needs to be “evidence acceptable to the municipality” that an asbestos survey, as required by state and federal laws, of all parts of the building affected by the planned renovation or demolition has been completed by a person that is appropriately licensed, accredited, or trained to perform a survey.

This evidence could be as basic as checking a box on the permit form indicating that the owner/operator acknowledges that a survey has been done that meets the regulatory requirements. Alternatively, the city could require a sworn affidavit from the applicant, or review the survey and verify if it meets these requirements.

**7. How much time does it take to do this verification?**

The City of San Antonio by city ordinance has required verification of surveys prior to issuing renovation and/or demolition permits since August 1999. San Antonio estimates that it adds approximately 10 minutes to the process of getting a permit.<sup>1</sup>

In Austin, where approximately 2,000 permits are issued annually, it is estimated that verification will require approximately 333 hours, about 42 eight-hour workdays.\*

**8. Do we need special training to verify these surveys?**

No. The purpose of verifying these surveys is so the owner/operator of a public or commercial building is aware that a survey is needed and is done prior to receiving a permit.

**9. Do the asbestos surveys need to be turned into the Texas Department of Health?**

No. The asbestos surveys need to be kept at the project site and available to the Texas Department of Health upon request.

**10. How do building owners or operators get these surveys?**

The asbestos surveys need to be conducted by a individual licensed by the Texas Department of Health if the work is done in a public building, and an EPA-accredited person if the work is done in a commercial building. The Texas Department of Health can provide you with a list of licensees in your area that conduct asbestos surveys, or you can direct the owner/operator to contact the Texas Department of Health regional or main office.

**11. How much do asbestos surveys cost?**

The average survey costs from \$250 to \$500 for small projects, and up to \$5,000 to \$10,000 for a 100,000-square-foot building.<sup>1</sup>

**12. Our city does not issue building permits. Does this law still apply to us?**

No; however, the Texas Department of Health Asbestos Program wants the citizens of your city to know they need to have a survey conducted before renovating or demolishing a public or commercial building, whether or not they need a permit. This information can be provided by posting posters/brochures in city offices concerning the need for surveys, and referring people to the Texas Department of Health Asbestos Outreach Officer for more information.

### 13. Who do I call if I have any questions?

You may contact your Texas Department of Health regional office or telephone the Texas Department of Health's Asbestos Program in Austin, Texas at 1-800-572-5548 or 512-834-6610.

You may also visit our website at: [www.tdh.state.tx.us/beh/asbestos](http://www.tdh.state.tx.us/beh/asbestos)

### 14. Is asbestos still manufactured?

Yes. In 1989 the Environmental Protection Agency imposed a ban to phase out asbestos products; however, the United States Supreme Court overturned this ban in October 1991. Asbestos products such as floor tiles, adhesives (mastic), and roofing materials can still be purchased.

### 15. If asbestos is still manufactured, is it alright to install it in a public building?

No. House Bill 1927 signed by Governor Perry on May 28, 2001 prohibits the installation of asbestos-containing material in public buildings unless there is no other alternative building material. To verify if a building material contains asbestos, you must obtain a Material Safety Data Sheet (MSDS) and make sure that if there is asbestos in the material, that it is less than 1%.

<sup>1</sup> Austin-American Statesman articles by Kevin Carmody Special Report: Asbestos Exposure, January 7, 2001 and January 8, 2001

#### Minerals Regulated as Asbestos



**by Bert Hickman,  
Toxicologist  
Toxic Substances  
Control Division**

"Asbestos" as defined in the Texas Asbestos Health Protection Act and Rules denotes the asbestiform (that is, fibrous) varieties of a group of six different minerals—chrysotile, amosite, crocidolite, tremolite, anthophyllite, and actinolite. A similar definition is used by the federal agencies that regulate asbestos, including the Occupational Safety and Health Administration (OSHA), Mine Safety and Health Administration (MSHA), and Environmental Protection Agency (EPA). Asbestos is classified as a known human carcinogen, and these six minerals are regulated because of their commercial use (chrysotile, amosite, and crocidolite) or because they can occur as con-

taminants in other types of asbestos or in commercially useful products such as talc (actinolite, tremolite, and anthophyllite).

Two other groups of minerals that are similar to asbestos are of interest to the public-health community: (1) the non-fibrous forms of the minerals currently regulated as asbestos and (2) other minerals that have fibrous forms with properties similar to asbestos. The first group is described in this article. The second group will be discussed in a future issue of the newsletter.

### Non-fibrous forms of asbestos minerals

Each of the six minerals regulated as asbestos also exists in non-fibrous forms. The non-fibrous forms of chrysotile are lizardite and antigorite. The non-fibrous forms of the other five varieties belong to the mineral series tremolite-ferroactinolite (tremolite and actinolite), glaucophane-riebeckite (crocidolite), and cummingtonite-grunerite (amosite and anthophyllite; anthophyllite actually has the same chemical composition as cummingtonite but has a different structure).

OSHA had amended the asbestos standards in 1986 to include exposure guidelines for non-asbestiform anthophyllite, tremolite, and actinolite. In 1992, OSHA removed these guidelines, citing an insufficiency of evidence that the guidelines for non-asbestiform materials would provide additional protection for worker health beyond the standards for nuisance dust and that removal of the

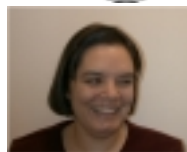
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guidelines for non-asbestiform materials would put workers at increased risk of disease.

However, not everyone agrees with OSHA. California, under state rules, does regulate occupational exposures to non-asbestiform tremolite, anthophyllite, and actinolite. In testimony before OSHA in 1990, the National Institute for Occupational Safety and Health (NIOSH) broadened its definition of “asbestos” to include the non-fibrous forms of the six regulated asbestos minerals. NIOSH, a part of the Centers for Disease Control and Prevention (CDC), does research for the federal government but does not issue regulations. NIOSH based its expanded definition on several factors, including concerns about microscopic identification of fibers and scientific evidence that dimension and durability of fibers may be more important in causing disease than chemical or elemental composition. The non-fibrous varieties often occur in the same mineral deposits as the fibrous forms, and their structures can be very similar. In addition, “cleavage fragments” of the non-fibrous forms can be created during handling or processing, and these cleavage fragments may be microscopically indistinguishable from asbestos fibers. NIOSH still uses the expanded definition of asbestos, although OSHA did not accept it.



## Where are they now ?



by **Roni S. Thompson**  
**Acting Enforcement Team Leader**

The last few months have been a time of growth and change for the Asbestos Programs Branch. New employees have been hired, and existing staff members have moved on to take new positions or assume other responsibilities within TDH. Here is an update on where everyone is and what they will be doing.

The most recent move of staff involves Mr. **Alan Morris**, former Coordinator for the Asbestos Enforcement Section. On September 1, 2001, Alan accepted his new position as Director of the Toxic Substances Control Division. Alan has been with the Enforcement Section since 1997, and during his tenure, provided strong leadership and outstanding knowledge of the rules and regulations. The Enforcement Section wishes him well in his new position, and looks forward to working with him in his new capacity.

Alan's departure from the Enforcement Section means that there is a need for a new Coordinator. That role is currently being filled by Ms. **Elizabeth Grimsley**. Elizabeth came to the Enforcement Section in 1996, and over the years, has performed every job function within the group. For the past nine months, Elizabeth has assumed the additional responsibility of overseeing the public information and outreach aspects of the Asbestos Programs Branch. Her willingness to continually take on new

challenges and responsibilities makes her an ideal candidate for the position of Acting Enforcement Coordinator.

Since Elizabeth will be busy with her new responsibilities in the Enforcement Section, her former job responsibilities as Enforcement Team Leader will be assumed by Ms. **Roni Thompson**. Roni has been with TDH since 1995, and has worked in the Asbestos Notification Section and the Environmental Lead Branch's Enforcement Section in addition to her work in the Asbestos Enforcement Section. In her new role as Acting Enforcement Team Leader, Roni will assume responsibility for overseeing the Administrative hearings.

Other staff moves within the Asbestos Programs branch include the selection of **Dustin Exner** and **Roxanna Guerrero** to fill the two vacant Enforcement Specialist positions. Dustin comes to Enforcement from the Asbestos Training and Licensing Section, and is a welcome addition to the Enforcement team. Roxanna may be familiar to some of our readers, as she was formerly the Administrative Assistant for the Enforcement Section. Dustin fills the position formerly held by Ms. **Terry McCassell**, who moved on to become the Asbestos Notification and Information Section Coordinator. Roxanna fills the new position that was created within the Enforcement Section, and will be working a great deal with Asbestos Hazard Emergency Response Act (AHERA) enforcement issues.



# Asbestos Enforcement

The following entities have been issued an Agreed Order by the Texas Department of Health and have agreed to pay a penalty and/or conduct supplementary asbestos related activities to resolve these enforcement actions:

## **Aransas County ISD**

*Inspection Date:* March 7, 2000

*Location:* Old Band Hall & Old Shop, Rockport

*Citation:* Failure to provide notification of asbestos related activities [25 TAC 295.61(a) and 40 CFR Part 61, Subpart M, 61.145(b)(1)]

## **Archdiocese of San Antonio**

*Inspection Date:* March 16, and March 21, 2000

*Location:* Saint Rose of Lima Paris Hall, Charlotte

*Citation:* Failure to provide notification of asbestos related activities [25 TAC 295.61(a) and 40 CFR Part 61, Subpart M, 61.145(b)(1)]

## **ATC Associates, Inc.**

*Inspection Date:* December 1, 1999

*Location:* Cistern and Grain Facility, Gonzales

*Citation:* Failure to provide professional services [25 TAC 295.61(f)(2)]

## **Bering Community Service Foundation**

*Inspection Date:* N/A

*Location:* Bering Community Service Foundation, Houston

*Citation:* Failure to provide a timely notification of asbestos related activities [25 TAC 295.61(c)]

## **BHC Partnership**

*Inspection Date:* April 6, 2000

*Location:* Commercial Property, 117 West Main, Llano

*Citation:* Failure to conduct an asbestos inspection [25 TAC 295.34(c) and 40 CFR Part 61, Subpart M, 61.145(a)]

## **Bill Jeter, Inc.**

*Inspection Date:* N/A

*Location:* Tom Thumb Store No. 510, Dallas

*Citation:* Failure to provide a timely notification of asbestos related activities [25 TAC 295.61(c) and 40 CFR Part 61, Subpart M, 61.145(b)]

## **Bosque County Bank**

*Inspection Date:* February 2, 2000

*Location:* Bosque County Bank, Meridian

*Citation:* Failure to conduct a thorough asbestos inspection; Failure to provide notification of asbestos related activities [25 TAC 295.34(c) and 40 CFR Part 61, Subpart M, 61.145(a), 25 TAC 295.61(a) and 40 CFR Part 61, Subpart M, 61.145(b)(1)]

## **CAM Environmental, Inc.**

*Inspection Date:* August 25, 1999

*Location:* Sterling C. Evens Library, College Station

*Citation:* Failure to provide timely amended notification – stop date change [25 TAC 295.61(f) and 40 CFR Part 61, Subpart M, 61.145(b)(2)]

## **Clean Environments**

*Inspection Date:* N/A

*Location:* McNay Art Museum, San Antonio

*Citation:* Failure to provide a timely notification of asbestos related activities [25 TAC 295.61(c) and 40 CFR Part 61, Subpart M, 61.145(b)]

## **Compass Bank**

*Inspection Date:* May 9, 2000

*Location:* Commercial Property, 1227-A North Valley Mills Drive, Waco

*Citation:* Failure to conduct an asbestos inspection [25 TAC 295.34(c) and 40 CFR Part 61, Subpart M, 61.145(a)]

## **Department of Veteran Affairs**

*Inspection Date:* N/A

*Location:* Audie L. Murphy Veterans Memorial Hospital, San Antonio

*Citation:* Failure to provide a timely notification of demolition activities [25 TAC 295.61(c) and 40 CFR Part 61, Subpart M, 61.145(b)]

## **Economic Development Corporation of Mexia**

*Inspection Date:* May 19, 2000

*Location:* Jack Phillips, Bldg., Mexia

*Citation:* Failure to conduct an asbestos inspection; Failure to provide notification of demolition [25 TAC 295.34(c) and 40 CFR Part 61, Subpart M, 61.145(a); 25 TAC 295.61(a) and 40 CFR Part 61, Subpart M, 61.145(a)]

## **Harlingen Consolidated Independent School District**

*Inspection Date:* February 15, 2000

*Location:* Memorial Middle School, Harlingen

*Citation:* Failure to provide notification of asbestos related activities [25 TAC 295.61(a) and 40 CFR Part 61, Subpart M, 61.145(b)(1)]

## **Harris County Facility and Property Management**

*Inspection Date:* October 15, 1999

*Location:* Commercial Building, 807 West Sterling Street, Baytown

*Citation:* Failure to conduct a thorough asbestos inspection; Failure to provide notification of asbestos related activities [25 TAC 295.34(c) and 40 CFR Part 61, Subpart M, 61.145(a) and 25 TAC 295.61(a)]

## **Hassell, Stacy**

*Inspection Date:* February 29, 2000

*Location:* Subway Restaurant, Nacogdoches

*Citation:* Failure to conduct an asbestos inspection; Failure to provide notification of demolition [25 TAC 295.34(c) and 40 CFR Part 61, Subpart M, 61.145(a), 25 TAC 295.61(a) and 40 CFR Part 61, Subpart M, 61.145(b)(1)]

# Asbestos Enforcement (Continued)

## Haynie, Tim

*Inspection Date:* March 26, 2000

*Location:* Commercial Property, 1010 Providence Lane, Round Rock

*Citation:* Failure to conduct an asbestos inspection [25 TAC 295.34(c) and 40 CFR Part 61, Subpart M, 61.145(a)]

## Hoppenstein Properties, Inc.

*Inspection Date:* November 16, 1999

*Location:* Commercial Building, 214 North 11th Street, Waco

*Citation:* Failure to conduct a thorough asbestos inspection [25 TAC 295.34(c) and 40 CFR Part 61, Subpart M, 61.145(a)]

## Hutto, City of

*Inspection Date:* May 26, 2000

*Location:* Hutto City Hall, Hutto

*Citation:* Failure to conduct a thorough asbestos inspection [25 TAC 295.34(c) and 40 CFR Part 61, Subpart M, 61.145(a)]

## Ingleside Independent School District

*Inspection Date:* July 18, 2000

*Location:* Ingleside High School, Ingleside

*Citation:* Failure to provide notification of asbestos related activities; Failure to properly remove ACM; Failure to contract with or employ a licensed asbestos professional; Failure to properly contain regulated asbestos-containing material (RACM) [25 TAC 295.61(a) and 40 CFR Part 61.2, Subpart M, 61.145(b)(1), 25 TAC 295.34(a), 25 TAC 295.34(e), 25 TAC 295.60(j)(3) and 40 CFR Part 61, Subpart M, 61.150(a)(1)(iii)]

## Leal, Andres Sr., and Pauline

*Inspection Date:* March 16, 29 and April 20, 2000

*Location:* Commercial Property, 804 Second Street, Taylor

*Citation:* Failure to conduct an asbestos inspection; Failure to conduct a timely notification of asbestos related activities [25 TAC 295.34(c) and 40 CFR Part 61, Subpart M, 61.145(a), 25 TAC 295.61 (a)]

## Massey, Booter

*Inspection Date:* February 29, 2000

*Location:* Commercial Property, 921-A Lake Air Drive, Waco

*Citation:* Failure to conduct an asbestos inspection [25 TAC 295.34(c) and 40 CFR Part 61, Subpart M, 61.145(a)]

## MST Constructors

*Inspection Date:* N/A

*Location:* Public Storage, 1212 East Airport Freeway, Irving

*Citation:* Failure to provide a timely notification of asbestos related activities [40 CFR Part 61, Subpart M, 61.145(b)]

## Nadaf, Mustafa

*Inspection Date:* March 16, 2000

*Location:* Mobil Gas Station, Dallas

*Citation:* Failure to conduct an asbestos inspection; Failure to provide notification of asbestos related activities [25 TAC 295.34(c) and 40 CFR Part 61, Subpart M, 61.145(a); 25 TAC 295.61(a) and 40 CFR Part 61, Subpart M, 61.145(b)(1)]

## Naik, Nalini M.

*Inspection Date:* N/A

*Location:* Euless Sports Bar, Euless

*Citation:* Failure to provide a timely notification of asbestos related activities [25 TAC 295.61(c) and 40 CFR Part 61, Subpart M, 61.145(b)]

## Oak Village Venture, Texas Joint Venture

*Inspection Date:* July 30, and August 2, 1999

*Location:* Movie Theater, 10016 Long Point, Houston

*Citation:* Failure to provide notification of asbestos related activities, Failure to remove regulated asbestos-containing material (RACM) prior to demolition or renovation [25 TAC 295.61(a) and 40 CFR Part 61, Subpart M, 61.145(b)(1) and 40 CFR Part 61, Subpart M, 61.145(c)(1)]

## Republic Center, LP

*Inspection Date:* July 1998

*Location:* Republic Center, LP, Dallas

*Citation:* Failure to remove regulated asbestos-containing material (RACM) prior to demolition or renovation [25 TAC 295.34(b)(1) and 40 CFR Part 61.145(c)(1)]

## Richardson Independent School District

*1. Inspection Date:* N/A

*Location:* Richardson West Junior High, Richardson

*Citation:* Failure to pay the required notification fee [25 TAC 295. 61(j)(4)]

*2. Inspection Date:* N/A

*Location:* Stults Road Elementary, Dallas

*Citation:* Failure to pay the required notification fee [25 TAC 295. 61(j)(4)]

## Rigler, Lloyd

*Inspection Date:* March 23, 2000

*Location:* Former Wal-Mart Store, Gilmer

*Citation:* Failure to conduct an asbestos inspection; Failure to conduct a timely notification of asbestos related activities [25 TAC 295.34(c) and 40 CFR Part 61, Subpart M, 61.145(a); 25 TAC 295.61 (a)]

## SafeNet Environmental Services, LLC

*Inspection Date:* April 5, 2000

*Location:* Los Alamos National Laboratories, New Mexico

*Citation:* Failure of training provider to submit a group photo; Failure of training provider to submit course information within specified time [25 TAC 295.65(f) and 25 TAC 295.65 (f)(3)]

## Salem's Jewelry Store

*Inspection Date:* September 24, 1999

*Location:* Salem's Jewelry Store, Burnet

*Citation:* Failure to conduct a mandatory asbestos survey [25 TAC 295.34(c) and 40 CFR Part 61, Subpart M, 61.145(a)]

# Asbestos Enforcement (Continued)

## San Antonio Housing Authority

*Inspection Date:* N/A

*Location:* Alazon Apache Courts Phase IV, San Antonio

*Citation:* Failure to provide a timely notification of demolition activities [25 TAC 295.61(c) and 40 CFR Part 61, Subpart M, 61.145(b)]

## South Boulevard Venture

*Inspection Date:* May 27, 1999

*Location:* Sue Cille Apartments, Pasadena

*Citation:* Failure to pay the required notification fee [25 TAC 295.61(j)(4)]

## South Central Laborers

*Inspection Date:* N/A

*Location:* Livonia, Louisiana

*Citation:* Failure of training provider to submit a group photo [25 TAC 295.65(f)(3)]

## Stores, Inc.

*Inspection Date:* November 17, 1999

*Location:* Hop 'N' Shop, McAllen

*Citation:* Failure to conduct a thorough asbestos inspection; Failure to provide notification of asbestos related activities [25 TAC 295.34(c) and 40 CFR Part 61, Subpart M, 61.145(a), 25 TAC 295.61(a) and 40 CFR Part 61, Subpart M, 61.145(b)(1)]

## Sundance College Station, Ltd.

*Inspection Date:* February 28, 2000

*Location:* Sundance Apts., College Station

*Citation:* Failure to conduct an asbestos inspection [25 TAC 295.34(c) and 40 CFR Part 61, Subpart M, 61.145(a)]

## Terravista Corporation

*Inspection Date:* January 5 and 6, 2000

*Location:* Former Kelly Creek Apts., San Antonio

*Citation:* Failure to remove regulated asbestos containing material (RACM) prior to demolition or renovation; Failure to

inform workers of the presences of asbestos-containing material (ACM) in a public building; Failure to provide a timely notification of asbestos related activities [25 TAC 295.34(b)(1) and 40 CFR Part 61.145(c)(1), 25 TAC 295.34(b)(2), 25 TAC 295.61(a) and 40 CFR Part 61, Subpart M, 61.145(b)(2)]

## Tradition at Northgate, Ltd. (The)

*Inspection Date:* March 22, 2000

*Location:* Covenant Presbyterian Church, College Station

*Citation:* Failure to properly remove asbestos containing material (ACM); Failure to provide notification of asbestos related activities [25 TAC 295.34(a), 25 TAC 295.61(a) and 40 CFR Part 61, Subpart M, 61.145(b)(1)]

## United States Postal Service

*Inspection Date:* N/A

*Location:* Kinkaid High School, Houston

*Citation:* Failure to provide a timely notification of asbestos related activities [25 TAC 295.61(c) and 40 CFR Part 61, Subpart M, 61.145(b)]

## Waco Wooded Acres, LC

*Inspection Date:* February 29, 2000

*Location:* Commercial Property, 1105 Wooded Acres, Suites D & E, Waco

*Citation:* Failure to conduct an asbestos inspection [25 TAC 295.34(c) and 40 CFR Part 61, Subpart M, 61.145(a)]

## West Texas HazMat, Inc.

1. *Inspection Date:* N/A

*Location:* Church, 2200 North Bell, Denton

*Citation:* Failure to provide a timely notification of asbestos related activities [25 TAC 295.61(c) and 40 CFR Part 61, Subpart M, 61.145(b)]

2. *Inspection Date:* N/A

*Location:* Oil and Gas Commerce Building, Fort Worth

*Citation:* Failure to provide a timely notification of asbestos related activities [25 TAC 295.61(c) and 40 CFR Part 61, Subpart M, 61.145(b)]

## Z & Z Environmental

*Inspection Date:* July 5, 2000

*Location:* Crane Elementary School, Crane

*Citation:* Failure to thoroughly wet regulated asbestos-containing material (RACM) [25 TAC 295.60(j)(1) and 40 CFR Part 61, Subpart M, 61.145(c)(3), (c)(6)(i)]



**The following entities have been issued a Default Order by the Texas Department of Health:**

## Apache Demolition Co.

*Inspection Date:* August 23, 1999

*Location:* Belton Feed Store and Office, Belton

*Citation:* Failure to provide an amended notification – stop date change [25 TAC 295.61(f) and 40 CFR Part 61, Subpart M, 61.145(b)(2)]

## Arkraft, Inc.

1. *Inspection Date:* N/A

*Location:* City of Houston Utility Customer Service Center, Houston

*Citation:* Failure to provide a timely notification of asbestos related activities [25 TAC 295.61(c)]

2. *Inspection Date:* N/A

*Location:* Gallery Furniture, Houston

*Citation:* Failure to provide a timely notification of asbestos related activities [40 CFR Part 61, Subpart M, 61.145(b)]

# Asbestos Enforcement (Continued)

## Astroworld, Inc.

*Inspection Date:* N/A

*Location:* Bldg. 310 Que Building, Houston

*Citation:* Failure to pay the required notification fee [25 TAC 295.61(j)(4)]

## Baptist Hospital Liberty

*Inspection Date:* N/A

*Location:* Baptist Hospital Liberty, Beaumont

*Citation:* Failure to pay the required notification fee [25 TAC 295.61(j)(4)]

## Boniuk Interests, Ltd

*Inspection Date:* November 12, 1998

*Location:* Southwood Theater, Austin

*Citation:* Failure to conduct a mandatory survey [25 TAC 295. 34(c) and 40 CFR Part 61, Subpart M, 61.145(a)]

## Bowie, ISD

*Inspection Date:* August 15, 1998

*Location:* Bowie High School, Bowie

*Citation:* Failure to provide an amended notification [25 TAC 295.61(f)]

## Caspian Enterprises

*Inspection Date:* October 20, 1998

*Location:* Former Night Club, 5601, 5605, 5611 Washington, Houston

*Citation:* Failure to provide an amended notification – stop start date [25 TAC 295. 61(f) and 40 CFR Part 61, Subpart M, 61.145(b)(2)]

## Castillon, Daniel

*Inspection Date:* March 3, 1999

*Location:* Gas Meter Bldg., Corpus Christi

*Citation:* Failure to remove regulated asbestos-containing material (RACM) prior to demolition; Failure to provide an amended notification – start date change/failure to provide notification for demolition [40 CFR Part 61, Subpart M, 61.145 (c)(1); and 40 CFR Part 61, Subpart M, 61.145(b)(1)/40 CFR Part 61, Subpart M, 61.45(b)(B)(1)]

## Cheema, Harneeda, K

*Inspection Date:* May 21, 1998

*Location:* Charcoal Drive-In Restaurant, Temple

*Citation:* Failure to conduct a mandatory asbestos survey, Failure to provide notification of asbestos related activities [40 CFR Part 61, Subpart M, 61.145(a), 40 CFR Part 61, Subpart M, 61.145(b)(1)]

## Cox, Mark

*Inspection Date:* November 18 and 19, 1998

*Location:* Three Old Buildings, 1658 Westheimer/Old Restaurant, Houston

*Citation:* Failure to provide a timely amended notification – later start date [25 TAC 295.61(e) and 40 CFR Part 61, Subpart M, 61.145(b)(B)(1)]

## Dallas Market Center

*Inspection Date:* N/A

*Location:* Dallas Trade Mart, Dallas

*Citation:* Failure to pay the required notification fee [25 TAC 295.61(j)(4)]

## Dynamic Contractors, Inc.

*1. Inspection Date:* April 16, 19 and May 3, 1999

*Location:* Spring View Development Project, San Antonio

*Citation:* Failure to provide an amended notification - later start date [25 TAC 295. 61(d)(1)(2) and 40 CFR Part 61, Subpart M, 61.145(b)(3)(iv)(A)(1)(2)]

*2. Inspection Date:* February 24, 1999

*Location:* Santa Fe Depot, Temple

*Citation:* Failure to provide an amended notification - stop date change [25 TAC 295.61(f) and 40 CFR Part 61, Subpart M, 61.145(b)(2)]

## El Toro Mexican Restaurant

*Inspection Date:* February 22, 2000

*Location:* Commercial Bldgs. 117 East Plantation, Clute

*Citation:* Failure to conduct an asbestos inspection; Failure to provide notification of demolition activities [40 CFR Part 61, Subpart M, 61.145(a); 40 CFR Part 61, Subpart M, 61.145(b)(1)]

## Friesenhahn, Malcolm

*Inspection Date:* N/A

*Location:* One Story Residential Structure, 914 Buena Vista, San Antonio

*Citation:* Failure to provide a timely notification of asbestos related activities [25 TAC 295.61(c) and 40 CFR Part 61, Subpart M, 61.145(b)]

## Frisco Restaurant Partners, Inc.

*Inspection Date:* N/A

*Location:* Future Pecan Street House Grill, Frisco

*Citation:* Failure to pay the required notification fee [25 TAC 295.61(j)(4)]

## GCA Development, Inc.

*Inspection Date:* N/A

*Location:* Bush Intercontinental Airport, Houston

*Citation:* Failure to provide a timely notification of asbestos related activities [25 TAC 295.61(c) and 40 CFR Part 61, Subpart M, 61.145(b)]

## Hartfield, Curtis W.

*Inspection Date:* September 14, 1999

*Location:* Former Bar, 3522 Broadway Street, San Antonio

*Citation:* Failure to provide notification of demolition [40 CFR Part 61, Subpart M, 61.145(b)(1)]

## Hermann Hospital

*Inspection Date:* N/A

*Location:* Hermann Hospital Professional Building, Houston

*Citation:* Failure to pay the required notification fee [25 TAC 295.61(j)(4)]



# Asbestos Enforcement (Continued)

## **J.G. Johnson Corporation, Inc.**

*Inspection Date:* N/A

*Location:* Walgreen's, Huntsville

*Citation:* Failure to provide timely notification of asbestos related activities [40 CFR Part 61, Subpart M, 61.145(b)]

## **Jag, Inc.**

*Inspection Date:* N/A

*Location:* Former Kroger Store, Greenville

*Citation:* Failure to pay the required notification fee [25 TAC 295.61(j)(4)]

## **Kilkee Trust**

*Inspection Date:* N/A

*Location:* The Home Depot, Dallas

*Citation:* Failure to pay the required notification fee [25 TAC 295.61(j)(4)]

## **Killeen, City of**

*Inspection Date:* N/A

*Location:* Former Robbie's Auto Building, Killeen

*Citation:* Failure to provide a timely notification of asbestos related activities [40 CFR Part 61, Subpart M, 61.145(b)]

## **Montgomery County**

1. *Inspection Date:* N/A

*Location:* House 404 Buyout, 18342 East River Road, Conroe

*Citation:* Failure to pay the required notification fee [25 TAC 295.61(j)(4)]

2. *Inspection Date:* N/A

*Location:* House 404 Buyout, 268 Caney Drive, Conroe

*Citation:* Failure to pay the required notification fee [25 TAC 295.61(j)(4)]

## **Pasadena Independent School District**

*Inspection Date:* N/A

*Location:* South Houston High School, South Houston

*Citation:* Failure to pay the required notification fee [25 TAC 295.61(j)(4)]

## **Patel, Raman**

*Inspection Date:* October 27, 1998

*Location:* Rodeway Inn, Waco

*Citation:* Failure to conduct a mandatory asbestos inspection and failure to provide notification of asbestos related activities [25 TAC 295.34(c) and 40 CFR Part 61, Subpart M, 61.145(a), and 25 TAC 295.61(a) and 40 CFR Part 61, Subpart M, 61.145(b)(1)]

## **Pyramid Group (The)**

*Inspection Date:* February 10, 1998

*Location:* Wells Fargo Bank Bldg., Houston

*Citation:* Failure to obtain a comprehensive asbestos survey [25 TAC 295.34(c) and 40 CFR Part 61, Subpart M, 61.145(a)]

## **Reaud, Wayne A.**

*Inspection Date:* N/A

*Location:* Warehouse, 801 Laurel Street, Beaumont

*Citation:* Failure to provide a timely notification of asbestos related activities [40 CFR Part 61, Subpart M, 61.145(b)]

## **SAM's Environmental Control, Inc.**

*Inspection Date:* July 24, December 3 and 4, 1998

*Location:* Laughlin Air Force Base, Del Rio

*Citation:* Failure to obtain a comprehensive asbestos survey, Failure to properly contain regulated asbestos-containing material (RACM), Failure to label asbestos waste containers with generators name and location [40 CFR Part 61, Subpart M, 61.145(a); 40 CFR Part 61, Subpart M, 61.150(a)(1)(iii); 49 CFR Part 61, Subpart M 61.150(a)(1)(v)]

## **Shamrock Site Preparation, Inc.**

*Inspection Date:* March 3, 1999

*Location:* Gas Meter Bldg., Corpus Christi

*Citation:* Failure to remove regulated asbestos-containing material (RACM) prior to demolition; Failure to provide an amended notification - start date change/failure to provide notification for demolition [40 CFR Part 61, Subpart M, 61.145(c)(1); and 40 CFR Part 61, Subpart M, 61.145(b)(1)/40 CFR Part 61, Subpart M, 61.45(b)(B)(1)]

## **South Plains Regional Housing Development Company**

*Inspection Date:* N/A

*Location:* La Casita Apts., Littlefield

*Citation:* Failure to pay the required notification fee [25 TAC 295.61(j)(4)]

## **Swanners Dozer and Poultry Service Store**

*Inspection Date:* June 9, 1999

*Location:* Former Hoffman Locker Plant, Winnsboro

*Citation:* Failure to provide notification of demolition activities [40 CFR Part 61, Subpart M, 61.145(b)(1)]

## **Third Coast Services**

*Inspection Date:* August 26, 31 and September 3, 1998

*Location:* Old Restaurant, 19915 SH 249, Tomball

*Citation:* Failure to provide an amended notification - stop start date [25 TAC 295.61(f) and 40 CFR Part 61, Subpart M, 61.145(b)(2)]

## **Total Mechanical Contractors**

*Inspection Date:* June 16, 1998

*Location:* Lee Elementary School, El Paso

*Citation:* Performing asbestos related activities without a license [25 TAC 295.35(a)]

## **Asbestos Enforcement (Continued)**

### **Transforma Marine, Corporation**

*1. Inspection Date:* N/A

*Location:* Barge 7005, Brownsville

*Citation:* Failure to pay the required notification fee [25 TAC 295.61(j)(4)]

*2. Inspection Date:* September 17, 1999

*Location:* Transforma Marine, Brownsville

*Citation:* Failure to properly contain regulated asbestos-containing material (RACM) [40 CFR Part 61, Subpart M, 61.150(a)(1)(iii)]

### **Trico Industries, Inc.**

*Inspection Date:* N/A

*Location:* Trico Industries Plant, San Marcos

*Citation:* Failure to pay the required notification fee [25 TAC 295.61(j)(4)]

### **Trust of Duncan Mills, c/o Accrued Benefits Administrators**

*Inspection Date:* November 18, 1998

*Location:* Pizza Hut, Denton

*Citation:* Failure to provide a timely amended notification – later start date [25 TAC 295.61(d)(1)(2) and 40 CFR Part 61, Subpart M, 61.145(b)(3)(iv)(A)(1)(2)]

### **UBI Caritas Clinic and Health Center**

*Inspection Date:* N/A

*Location:* UBI Caritas Clinic and Health Center, Beaumont

*Citation:* Failure to provide a timely notification of asbestos related activities [25 TAC 295.61(c)]

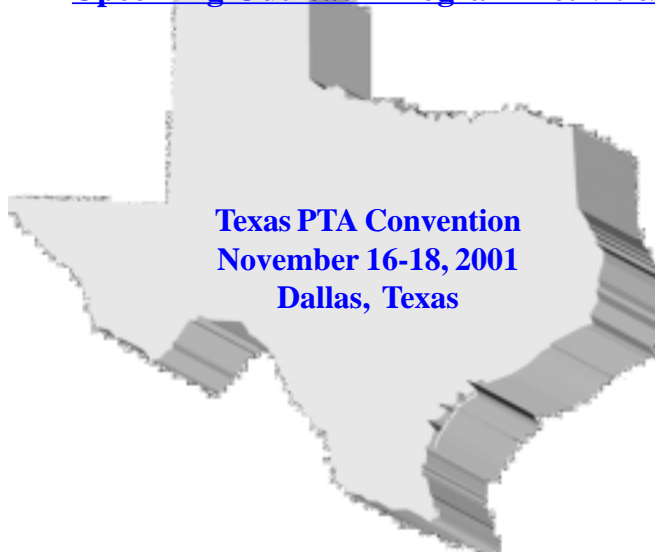
### **University of Texas at Arlington**

*Inspection Date:* March 10, 1999

*Location:* University of Texas at Arlington - Sweet Center, Arlington

*Citation:* Failure to provide adequate photographic documentation of students [25 TAC 295.65(f)(3)]

## **Upcoming Outreach Program Activities**



## **New Personnel in Austin**

**Terry McCassell-**  
**Notification and Information Section Coordinator**

**Jennifer Delk-**  
**Public Information Officer**

**Brandon Stifflemire - Notifications**

**Peter Geraths - Notifications**

**Dustin Exner - Enforcement**

**Lola Weiderhold - Enforcement**

**Crystal Walker - Training**

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# New Outreach Photographs



by **Elizabeth Grimsley,**  
**Acting Asbestos Enforcement**  
**Coordinator**

The Asbestos Program is pleased to announce that future outreach activities including tradeshow, catalogs, and brochures will include updated photographs of an actual abatement project. The photographs were taken by El Paso City – County Health and Environmental District Supervisor, **Walter “Buddy” Schwartz** in December 2000 and are displayed in this bulletin.

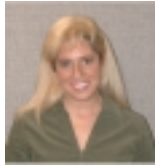
The Asbestos Program would also like to extend special recognition to ACME Environmental Systems Company for allowing the Asbestos Program to use these photographs of ACME Environmental Systems employees in upcoming outreach activities.



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## Asbestos Local Health Programs

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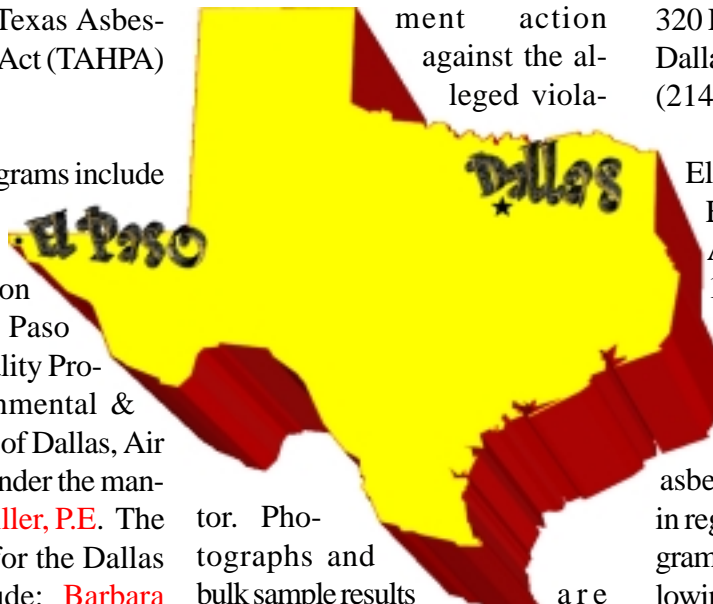
by **Juanita Amaya**  
**Asbestos**  
**Enforcement**  
**Section**

Hello, my name is **Juanita Amaya**, and I am the Enforcement and Local Program Specialist for Dallas and El Paso. My role is to monitor the performance of the local city/county health departments under contract with the Texas Department of Health for the National Emissions Standards for Hazardous Air Pollutants (NESHAP) and the Texas Asbestos Health Protection Act (TAHPA) activities.

Our Local Health Programs include the Environmental & Health Services, City of Dallas Air Pollution Control, and the El Paso City-County Air Quality Program. The Environmental & Health Services, City of Dallas, Air Pollution Control is under the management of **David Miller, P.E.** The asbestos inspectors for the Dallas Local Program include: **Barbara Trahan** (Supervisor), **Karras Jackson**, **Brian Cunningham**, **Willie McGee** and **Joni Keach**.

The El Paso City-County Health & Environmental District, Air Quality Program is under the management of **Jesus "Chuy" Reynoso** (Air Quality Program Manager). The asbestos inspectors for the El Paso Local Program include: **Walter "Buddy" Schwartz** (Supervisor), and **Daniel Lujan**.

The Local Programs are responsible for monitoring the compliance of the NESHAP and TAHPA regulations within their respective districts. The programs conduct routine asbestos compliance inspections based on complaints received; asbestos demolition and renovation notifications; and driving by any demolition/renovation project. Once an inspection is completed, the inspection report and supporting documentation is submitted to the Central Office in Austin, Texas for possible enforcement action against the alleged viola-



tor. Photographs and bulk sample results are used to support such enforcement cases. Local Program inspectors also attend and testify at formal hearings.

In addition to conducting compliance inspections, the Local Health Programs provide public outreach throughout their communities. Outreach activities include: attending training seminars; speaking to City Officials; and conducting awareness presentations on asbestos in public schools and libraries. They also

provide assistance to the public by answering telephone inquiries about asbestos. The Local Program inspectors fulfill the same responsibilities as regional inspectors with respect to the asbestos program.

For information and inquiries on asbestos issues, you may contact your Local Health Programs at the following addresses:

Environmental & Health Services  
City of Dallas, Air Pollution Control  
320 E. Jefferson, Room LL 13  
Dallas, Texas 75203  
(214) 948-4435

El Paso City-County Health & Environmental District  
Air Quality Program  
1148 Airway Boulevard  
El Paso, Texas 79925  
(915) 771-5801

For information or any other asbestos questions you may have in regards to the Local Health Programs, please contact me at the following address:

Juanita Amaya, Enforcement and Local Program Specialist  
Texas Department of Health  
Asbestos Programs Branch  
1100 West 49<sup>th</sup> Street  
Austin, Texas 78756

1-(800) 572-5548  
(512) 834-6610  
Ext. 2478



# Licensing Section

## Who decides if a degree is Physical or Natural Science?



**by Terry Baudoin, Jr.  
Administrator,  
Asbestos Licensing  
Section**

Related to Individual Asbestos Consultant licensure qualifications 25 TAC 295.47(e)(3): Who decides if a degree is a Physical or Natural Science? The Asbestos Licensing Section considers the university from which a person graduated as the expert in determining if a degree is considered a Physical or Natural Science since the university is the entity which conferred the degree to the individual. Therefore, if the Asbestos Licensing Section is not certain that a particular degree is a Physical or Natural Science degree, the university from which a person graduated will be contacted and requested to provide a statement in writing that indicates whether a particular degree qualifies as a Physical or Natural Science degree. Coursework in a Physical or Natural Science without a degree in Physical or Natural Science, does not meet either the qualifications or the intent of 25 TAC 295.47(e)(3) at this time.

**The Newsletter  
is now available  
on the web at:  
[www.tdh.state.tx.us/  
beh/asbestos](http://www.tdh.state.tx.us/beh/asbestos)**



**by Christina Owens  
Coordinator,  
Asbestos Licensing  
Section**

June was an exciting month for the Asbestos Licensing Section. Twenty-eight counties in the Houston area experienced serious flooding. As a result, the region was declared a federal disaster area. The Asbestos Programs Branch and Asbestos Licensing Section provided various licensing options to assist with the cleanup effort. Effective from June 11 - July 11, 2001, the Texas Department of Health (TDH) allowed trained and accredited asbestos abatement workers, employed by a licensed asbestos contractors, to perform flood-related asbestos services in public buildings. The workers were not required to be registered in accordance with 25 TAC 295.42(a). On June 13, 2001, information was distributed which offered a 60-day provisional license to qualified applicants who were employed by companies that are licensed in Texas to perform asbestos-related activities in public buildings. The provisional license was valid for 60 days from the date of issuance. As part of the requirements, TDH determined that a provisional license applicant must apply for a full-term license as part of the process. The provisional license was intended to offer an interim solution to the demand for additional personnel in all licensing categories. On July 2, 2001, TDH extended the period in which licensed asbestos contractors may continue to employ and uti-

lize properly trained and accredited workers who are not registered by TDH; however, TDH added the requirement that workers who wish to continue working beyond July 11, 2001, must also apply for a TDH worker registration.

This article was intended to be a brief recapitulation of licensing issues related to the Houston flood, and it is by no means intended to be a stand-alone document. Please contact Ms. Christina Owens, Coordinator, Asbestos Licensing Section or any one of her expert licensing staff regarding specific licensing options that are currently available.

Christina Owens  
Licensing Section Coordinator  
Texas Department of Health  
Asbestos Programs Branch  
1100 West 49<sup>th</sup> Street  
Austin, Texas 78756

1-(800) 572-5548  
(512) 834-6610  
Ext. 2463





## Editor's Corner



by **Jennifer Delk, Public Information Officer**

On September 1, 2001, I accepted the position of Public Information Officer for the Asbestos Programs Branch. Many thanks go out to **Elizabeth Grimsley**, Acting Asbestos Enforcement Coordinator, who has been acting in this position since March of this year.

I started working for the Texas Department of Health in early June of this year as a technician in the Asbestos Notification Section. Not long after I started, my co-workers were encouraging me to apply for a position where I could put what I learned in school to good use.

I graduated from the University of Texas at Austin in the Summer of 2000, with a Bachelor of Science Degree in Hydrogeology. Throughout my college years, I worked for both a local artist on maintaining the business' website and marketing artwork, and a dance company assisting with public relations and event coordination. Based on that background, I knew that I didn't want to be behind

a computer crunching numbers or monitoring groundwater levels in the field. It wasn't until now that I could find the right job that combined both science and customer service.

As Public Information Officer, my goal is to make information about asbestos more accessible to the public. This will involve the following: making the website more user friendly and updating it on a weekly basis; bringing handouts up-to-date; staying in touch with the media; and continuing my predecessors efforts in having all publications printed in both English and Spanish.

I welcome your input on how we can work together to provide asbestos outreach in Texas. I can be reached at (512) 834-6610 or toll free in the State of Texas at (800) 572-5548. I can also be reached at [Jennifer.Delk@exch.tdh.state.tx.us](mailto:Jennifer.Delk@exch.tdh.state.tx.us)

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## Training Section



by **Jorge Montemayor, Coordinator Asbestos Training Section**

After severe flooding in June 2001, the City of Houston and surrounding counties were declared federal disaster areas. The Texas Department of Health (TDH) Asbestos Program provided expedited on site exams and allowed accredited workers to perform asbestos related services in public buildings without requiring those workers to be registered in accordance with 25 TAC 295.42(a). TDH, with the consent of the Environmental Protection Agency (EPA), extended the hours of instruction from 8 hours to a maximum of 12 hours per day, in order to address the needs of the affected parties. TDH also al-

lowed an emergency notification of less than 72 hours to be submitted for consideration, if the training was related to the floods and all other normal requirements were met. The extension was granted with the understanding that this would be a short-term policy change and was not intended to exceed 6 months.

December 1, 2001 will be the last day that TDH will both approve courses, which exceed 8 hours of instruction and will receive emergency notification submitted with less than 72 hours advance notice.

The Asbestos Training Section will have its 8th Annual Training Provider Seminar on November 30, 2001. Preparations for this event are currently in the works. At the request

of the majority of training providers, this year's seminar will only be 4 hours long and will take place from 1:00 p.m. to 5:00 p.m. If you would like to submit topics for discussion, please send them to the attention of Jorge Montemayor, Asbestos Program.

The Training Provider Licensing Section would like to inform you that Mr. **Dustin Exner** is no longer with our program. He has accepted a position within the Asbestos Enforcement Section. His position was filled by **Crystal Walker** in September 2001.



### Asbestos State Accreditation Examination Calendar September 1, 2001-August 31, 2002

Facility Locations	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug
<b>Texas Department of Health</b> 8407 Wall Street, Suite N-320 Exchange Building Austin, Texas 78754 Contact: Crystal Walker 1-800-572-5548 or (512) 834-6600	6 & 19	3 & 17	1 & 14	5 & 19	4 & 16	6 & 20	6 & 20	3 & 17	1 & 15	5 & 19	10 & 24	7 & 21
<b>Public Health Region 2/3</b> 1301 South Bowen Rd., Suite 200 Arlington, Texas 76013 Any day, only during week listed Contact: Debbie Davidson (817) 264-4707	10 Thru 14	15 Thru 19	12 Thru 16	10 Thru 14	14 Thru 18	11 Thru 15	11 Thru 15	15 Thru 19	13 Thru 17	17 Thru 21	15 Thru 19	12 Thru 16
<b>Public Health Region 4</b> 1517 West Front Street Tyler, Texas 75702 Any day, only during week listed Contact: Linda Willis (903) 533-5298	10 Thru 14	15 Thru 19	12 Thru 16	10 Thru 14	14 Thru 18	11 Thru 15	11 Thru 15	15 Thru 19	13 Thru 17	17 Thru 21	15 Thru 19	12 Thru 16
<b>Public Health Region 9/10</b> 401 E. Franklin Ave. STE 210 El Paso, Texas 79901 Contact: Crystal Walker	28	31	30	28	31	28	29	30	31	28	31	30
<b>Public Health Region 6/5</b> 5425 Polk Avenue Houston, Texas 77023-1497 Contact: Crystal Walker	19	16	7	11	16	20	20	17	15	19	17	21
<b>Public Health Region 8</b> 7430 Louis Pasteur Drive San Antonio, Texas 78229 Limited seating available/Driver's License Required for parking permit * Contact: Marina or Theresa (210) 949-2000	26		28		30		27		29		31	

**Please mail exam registration form and fee four weeks before the exam date of your first choice.** Admission information is mailed/faxed to each registrant and is required for admittance to an exam site. **All exam facilities have limited seating (Note: San Antonio location has limited parking spaces and must register with the Austin office) and walk-ins at any location are not allowed.** Early registration by phone will be accepted for all locations, *Arlington*, and *Tyler* dates only at phone numbers given. **Late registration by phone for all other locations will only be done the day before an exam is to be given.** Exam locations/dates are subject to change and should this occur all registrants would be notified as soon as possible. Please contact the Asbestos Trainer Licensing Section for registration forms or with special requests related to the Texas Asbestos Accreditation examination. 1-800-572-5548 (in Texas) or 512-834-6610. \* **San Antonio Examinees must still register with the Austin office.**



## **Changes to the Texas Asbestos Health Protection Rules and Advisory Board Members**

**by Elizabeth Grimsley, Acting Asbestos Enforcement Coordinator**

### **Texas Asbestos Health Protection Rules**

Within the next several months, the Asbestos Programs Branch will be soliciting input from the recipient of this newsletter and other professions for changes to the Texas Asbestos Health Protection Rules (TAHPR). This solicitation will be conducted via mass mailing, and will provide specific guideline and timelines for contributing this information.

Some of the items that the Asbestos Programs Branch will be reviewing for changes to the TAHPR include the implementation of the Asbestos Rule Clarifications (ARCs) into the rules, and the internal and external input we have received since the last rule making process in 1998. The changes to the rules will be in accordance with the Rules Planning Tool in the Texas Register Section, which includes opportunities to comment on the rules during public hearings and review the rules in the Texas Register.

### **Advisory Board Members**

The Asbestos Programs Branch will also looking to fill three vacancies on the Asbestos Advisory Board Committee. Within the next few months, applications will be sent to the recipient of this newsletter, including the following asbestos professionals who currently are licensed by the Texas Department of Health Asbestos Program:

- |  |                                 |
|--|---------------------------------|
| · Operations and Maintenance Contractors | · Project Manager               |
| · Operations and Maintenance Supervisor  | · Inspector                     |
| · Abatement Contractor                   | · Individual Management Planner |
| · Abatement Supervisor                   | · Air Monitoring Technician     |
| · Individual Consultant                  | · Laboratories                  |
| · Consultant Agency                      | · Training Providers            |
|  | · Transporters                  |

**Texas Department of Health  
Asbestos Programs Branch  
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Austin, Texas 78756**

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